

JFW



84108JLT  
Customer No. 01333

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Michael J. Simons, et al

**METHOD FOR THE PREPARATION  
OF A PRINTING PLATE**

Serial No. 10/628,853

Filed 28 July 2003


Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

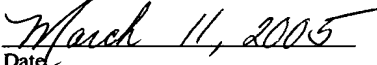
Sir:

Group Art Unit: 1752

Examiner: Gilliam, Barbara Lee

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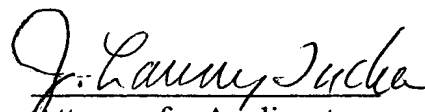
  
Sherryl A. Payne

  
Date

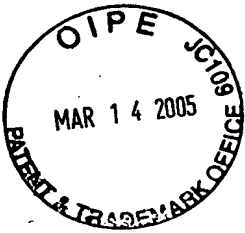
**LETTER TO PATENT OFFICE**

Enclosed is the Declaration Under 37 C.F.R. 1.132 which has been executed by Michael J. Simons. An unsigned copy was submitted with our Amendment mailed on March 4, 2005.

Respectfully submitted

  
Attorney for Applicants  
Registration No. 27,678

J. Lanny Tucker/s-p  
Rochester, NY 14650  
Telephone: (585) 722-9332  
Facsimile: (585) 477-1148



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*Sherryl A. Payne*  
Sherryl A. Payne

*March 11, 2005*  
Date

DECLARATION UNDER 37 C.F.R. 1.132

I, Michael J. Simons, do hereby state and declare that:

(1) I am the inventor of the invention described and claimed in U.S.  
Serial No. 10/628,192, filed July 28, 2003, published as US Patent Application  
Publication 2004/0020388 A1.

(2) I am aware that Claims 1-9 of the present application have been  
rejected as anticipated by the disclosure of my cited copending application. Irrespective  
of the merits of that rejection, any aspect of the invention claimed in the present  
application that is considered to be disclosed but not claimed in the cited copending  
application was derived from myself (that is one or more of the Applicants of the present  
application) and is thus not the invention "by another" as required by 35 U.S.C. 102(e).

(3) All statements made herein of my own knowledge are true and  
that all statements made on information and belief are believed to be true. These  
statements are made with the knowledge that willful false statements and the like so made  
are punishable by fine or imprisonment, or both, under 18 USC 1001 and may jeopardize  
the validity of the present application or any patent issuing therefrom.

Date 22nd Feb 2005

*Michael J Simons*  
Michael J. Simons